

leg, or arm could be so exposed. The device was attached by means of plumbing fixtures to a type of oven "generator" in which a mixture of naphthalene, with small amounts of other volatile substances and some nonvolatile material, was subjected to heat whereby the warm vapors were transmitted to the device.

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements in leaflets entitled "Be a Millionaire in Your Home Town" and in booklets entitled "Vapo-Path must be Good," which were shipped with the device, were false and misleading. These statements represented and suggested that the device when used as directed would be efficacious in the cure, mitigation, and treatment of arthritis, diabetes, poor elimination, poor circulation, abscess on the lung, continuous cough, sleeplessness, loss of weight, rheumatism, disease of the stomach and kidneys, bad heart conditions, muscular rheumatism, accumulation of poisons in the system, improper elimination, inflammatory rheumatism, nervousness, stiff joints, melancholia, blood poisoning, swelling of eyes, hands, and knees, infection of the sciatic nerve, acidosis, rash, abscesses, high and low temperatures, decay of the jaw bone and sinus, poison in the system, slow kidney action, acid condition, lazy liver, bloating, hay fever, incurable conditions, hopeless conditions, serious physical conditions, and whatever was wrong; that the device when used as directed would be efficacious to straighten out the difficulties with which the human system may be struggling; that it would supply those elements in which the body may be deficient; that it would attack the basic cause of the vast majority of ailments; that it would prevent serious illness and correct improper conditions; that it would be efficacious to keep one fit, buoyant, and in good health; and that it would supply beneficial mineral fumes. The device when used as directed would not be efficacious for the purposes represented.

DISPOSITION: The information against the corporation was dismissed on December 31, 1947, following the filing of a petition in bankruptcy by the corporation on October 22, 1947. In the order of dismissal it was stipulated by the trustee that the machines, oils, minerals, and chemicals used in connection with the machines would not be offered for, or used for, the diagnosis, treatment, or prevention of disease in violation of the law, and that such conditions would be binding on the successor and assigns of the defendant corporation in the event the assets would be sold as a whole at a private sale. On March 16, 1948, a plea of guilty having been entered by Granville Class, the court imposed a fine of \$125 on each of the four counts of the information, which fine was remitted.

DRUGS FOR VETERINARY USE*

2395. Alleged misbranding of Sunshine Minerals. U. S. v. Charles J. Korinek (Korinek Laboratories). Plea of guilty. Information ordered dismissed. (F. D. C. No. 12550. Sample Nos. 42690-F, 43068-F, 43069-F.)

INFORMATION FILED: September 7, 1944, Northern District of California, against Charles J. Korinek, trading as Korinek Laboratories, South San Francisco, Calif.

ALLEGED SHIPMENT: On or about June 26, August 30, and September 15, 1943, from the State of California into the State of Oregon.

PRODUCT: Analysis showed that the product consisted essentially of compounds of calcium, iron, magnesium, sodium, potassium, carbonates, phosphates, and sulfates.

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements in accompanying circulars entitled "Better Chicks - More Eggs - More Money," "Guarantee the Health and Livability of Day-Old Poults," "Money-Making Dairies Feed Minerals," "Step up Hog Profits with Sunshine Minerals," and "Successful Sheep Men Are All Feeding Minerals," which circulars were shipped prior to the shipment of the article, were false and misleading, since the article would not fulfill the promises of benefit represented and suggested. The statements represented and suggested that the article would cause the production of better chicks and more eggs and enable the user to make more money and make poultry pay; that it would prevent thin egg shells and make for better shell texture and would increase the thickness and firmness of egg shells; that it would promote maximum growth and development; that it would be efficacious

*See also No. 2373.

to produce strong, sturdy, and uniform development of chicks and pullets, to build up a powerful bodily resistance to the many disorders and diseases affecting poultry, to build stronger bones, muscles, digestive, and other internal organs, to promote a satisfactory development and growth of the nervous system, to greatly reduce malformed breast bones, paralysis, blindness, and rump, and to prevent perosis or slip tendons, and humpbacks; that it would guarantee the health and livability of day-old poults, increase the hatchability and fertility of eggs, produce uniform development of poults, reduce nutritional leg weaknesses, rickets, rubber legs, malformed breasts, bones, blindness, and paralysis; that it would cause production of more milk with less feed and increase the health of cows; that it would keep cows producing profitably for years and would reduce the incidence of nutritional abortion, sterility or non-breeding, retained after-birth, milk fever, simple garget, red water, and anemia; that it would prevent an unthrifty condition in cattle and prevent them from chewing bones, leather, and wood, or eating dirt; that it would be efficacious to prevent swollen joints and to eliminate goiter (thick neck) in calves, and rickets and various other deformities; that it would reduce scours in calves; that it would be efficacious to assure large, thrifty, well-haired calves that would grow rapidly and would be highly resistant to scours and other disorders; that it would help a cow to develop and drop healthier calves; that it would improve growth, production, and reproduction in cattle; that it would be effective to maintain a mineral reserve in the cow's body equal to the demands made of a dairy cow; that it would be efficacious to reduce breeding trouble, to step up hog profit, and to assure strong, healthy, and vigorous well-haired litters of larger healthier pigs; that it would prevent sagged back, weak pasterns, and small bones in pigs; that it would stop sows from eating their young; that it would be efficacious in the treatment of thumps and paralysis of the hind quarters; that it would prevent rickets and flat feet, spread toes in hogs, and morbid and perverted appetite; that it would satisfy the unnatural craving which makes hogs root; that it would be efficacious to assure strong, healthy, vigorous hogs that carry more pounds of added weight; that it would increase the size and strength of bones and thereby lessen the danger of crippled hogs and broken bones during shipments to distant markets; that it would increase the milk flow of the sow and enrich her milk and body building elements to assure better litters; that it would be efficacious to produce from 20 to 30 pounds greater gain in weight the first six months of the pig's life; that it would prevent milk fever and retained after-birth in sows; that it would reduce paralysis and thumps (anemia) in sows and pigs; that it would increase the flow of sow's milk; that it would be efficacious to cause rapid growth, heavy production, rugged health, and maximum reproduction for all farm animals and poultry; that it would increase the weight of fleece of sheep from 4 percent to 18 percent; that it would be efficacious to cause the growth of strong, sturdy, well-boned sheep; that it would be efficacious to increase the fleece and make it of much better quality, to reduce nutritional abortion, sterility or shy breeding, retained after-birth, suspension of milk in ewes after lambing, heaving pains, and blue bag; that it would be efficacious in overcoming anemia (thumps) in lambs, goiter (big neck), rickets, fragile bones, weak lambs (stiff disease), and dirt and sand eating; that it would be efficacious to cause ewes to have more vitality and to be better breeders, to carry their lambs with less strain on the system, and to produce more milk for the lambs; that it would be efficacious to make lambs more vigorous, stronger, and healthier, and to gain more rapidly and weigh more at maturity; that it would be efficacious to develop stronger bones in lambs; that the article constituted a sure and safe way of preventing lamb troubles, weakened constitution, and general health disorders in the flock; that it would be efficacious to produce larger well-haired fox pups; that it would improve pelts greatly and invigorate the breeding conditions of both males and females; that it would be efficacious to increase production, size, and thrift of litters in rabbits; to prevent the doe from eating the young, and to build up an effective resistance to many disorders common to rabbits; and that it would be efficacious to keep the hairs of dogs in fine condition, to give dogs lots of energy and pep, and to reduce many dog deficiency diseases.

DISPOSITION: September 19, 1944. The defendant entered a plea of guilty. The court ordered the information dismissed, after being informed that evidence had been submitted by the defendant that he had destroyed the literature and had obliterated the reference on the bags to the literature.